

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK

\*\*\*\*\*

UNITED STATES OF AMERICA

*I:*  
Criminal Action No. 05-CR-97

v.

**KERWIN J. BUCCHAN,**

Defendant

\*\*\*\*\*

ORDER FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and by leave of court endorsed hereon, the United States Attorney for the Northern District of New York hereby dismisses Count One of Indictment No. 05-CR-97 against, the **KERWIN J. BUCCHAN** defendant.

The reason(s) for this dismissal are (check one or more):

- Case transferred to another District
- Speedy Trial Act
- Defendant's cooperation
- Insufficient evidence at this time
- Other: Lack of venue

With respect to this dismissal, defendant (check one):

**Consents**

**Objects**

**Has not been consulted**

This dismissal is without prejudice.

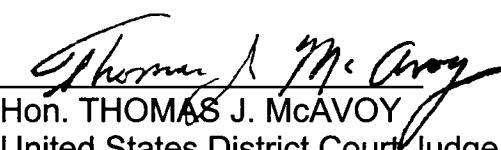
GLENN T. SUDDABY  
United States Attorney

*S/Edward P. Grogan*

By: Edward P. Grogan  
Assistant U.S. Attorney  
Bar Roll No. 506388

Leave of court is granted for the filing of the foregoing dismissal.

Dated: June 3, 2005  
Binghamton, New York

  
Hon. THOMAS J. McAVOY  
United States District Court Judge